

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Examiner: Arlen Soderquist  
Howard M. Kingston ) Group Art Unit: 1743  
Serial No.: 09/015,469 ) Entitled:  
Filed: January 29, 1998 ) SPECIATED ISOTOPE DILUTION MASS  
Atty Docket 049450-00095 ) SPECTROMETRY OF REACTIVE  
SPECIES AND RELATED METHODS

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION

November 7, 2002

Assistant Commissioner for Patents  
BOX DAC  
Washington, D.C. 20231

Dear Sirs:

Enclosed please find a petition to revive the captioned application, the application having been abandoned unintentionally. Please reinstate this application and, in so doing, issue an Office Action that is responsive to the amendments submitted on June 17, 2002.

Please charge the fee of \$640.00 for this petition to Eckert Seamans Deposit Account No. 02-2556 and credit any overpayments to same.

Respectfully submitted,



Arnold B. Silverman  
Registration No. 22,614  
Eckert Seamans Cherin & Mellott, LLC  
600 Grant Street, 44th Floor  
Pittsburgh, PA 15219  
Attorney for Applicant

(412) 566-2077

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OFFICE OF PETITIONS

PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
049450-00095

First named inventor: Howard M. Kingston

Application No.: 09/015,469

Art Unit: 1743

Filed: January 29, 1998

Examiner: Arlen Soderquist

Title: SPECIATED ISOTOPE DILUTION MASS SPECTROMETRY OF REACTIVE SPECIES AND RELATED METHODS

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

☒ Small entity-fee \$ 640.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.**CHARGE \$640 FEE TO ECKERT SEAMANS DEPOSIT ACCT 02-2556**☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in  
the form of Amendment / RCE (identify type of reply):☒ has been filed previously on June 17, 2002.☐ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_.

☐ has been paid previously on \_\_\_\_\_.☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/84 (10-01)

Approved for use 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

11/7/02  
Date

Arnold B. Silverman  
Signature

Telephone  
Number: (412) 566-2077

Arnold B. Silverman

Typed or printed name

Eckert Seamans Cherin & Mellott

Address

600 Grant St - 44th Fl - Pittsburgh, PA 15219

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☐ Other: \_\_\_\_\_

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6946 at fax number on Certificate of Transmission (1st page)

Nov 7, 2002  
Date

Jean Laible  
Signature

Jean Laible

Typ or printed name of person signing certificate

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PTO/SB/97 (12-97)


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Examiner: Arlen Soderquist

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## Certificate of Transmission under 37 CFR 1.8

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OFFICIALNote: Each paper must have its own certificate of transmission, or this certificate must identify  
each submitted paper.

Re: U.S.S.N. 09/015,469

Filed: January 29, 1998

Entitled: "Speciated Isotope Dilution Mass Spectrometry of Reactive Species and Related Methods

Attorney Docket No.: 049450-00095

Attorney: Arnold B. Silverman, Esquire Phone 412.566.2077

Eckert Seamans Cherin &amp; Mellott

600 Grant Street, 44th Floor - Pittsburgh, PA 15219

Enclosed: Petition to Revive Application Form PTO/SB/64 (2 pages)

Transmittal Cover Letter

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case.  
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